Ju 1632

PTO/SB/21 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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10/553.386 **Application Number** RANSMITTAL August 16, 2007; Conf. No. 9076 Filing Date FEB 19 2008 **FORM** Paul Hallenbeck First Named Inventor Art Unit 1632 **Examiner Name** Not Yet Assigned for all correspondence after initial filing) Attorney Docket Number 105576-0069-101 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Petition (4-month extension) (in Amendment and Response Appeal Communication to TC duplicate) (Appeal Notice, Brief, Reply Brief) After Final Petition to Convert to a Proprietary Information Provisional Application Affidavits/declaration(s) Power of Attorney, Revocation Status Letter Change of Correspondence Address Other Enclosure(s) (please Identify **Extension of Time Request** Terminal Disclaimer below): **Express Abandonment Request** Request for Refund Request for Second Corrected Filing Receipt Information Disclosure Statement CD, Number of CD(s) ___ Exhibits 1 and 2 Return Receipt Postcard Landscape Table on CD Certified Copy of Priority Remarks Document(s) The Director is hereby authorized to charge payment of any additional fees required under Reply to Missing Parts/ 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment Incomplete Application of same, to Deposit Account No. <u>06-1075</u>, Order No. <u>105576-0069-101</u>. A duplicate copy of this Reply to Missing Parts transmittal letter is transmitted herewith. under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Ropes & Gray LLP Firm Name Signature 1010 Printed name Teresa A. Chen 55,352 February 15, 2008 Reg. No. Date **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Filing Receipt Gerections, Office of Initial Patent Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Signature Date February 15, 2008 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Docket No.: 105576-0069-101

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Hallenbeck et al.

Confirmation No.: 9076

Art Unit: 1633

Application No.: 10/553,386

Examiner: Quang Nguyen

Filed: August 16, 2007

For: TMPRSS2 REGULATORY SEQUENCES AND

USES THEREOF

SECOND REQUEST FOR CORRECTED FILING RECEIPT

Filing Receipt Corrections
Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On December 5, 2007, Applicants filed a Request for Corrected Filing Receipt. The December 5, 2007 Request for Corrected Filing Receipt is enclosed in its entirety, including Exhibits A-D, as Exhibit 1. Not all of the requested corrections were made. Applicants hereby request that a Second Corrected Filing Receipt be issued in the above-identified patent application.

1. On August 16, 2007, Applicants filed a Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address. Therefore, the section entitled "Power of Attorney," should be corrected to read "Attorneys associated with the Customer Number 1473." In support of this correction, Applicants have attached as Exhibit A a copy of Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address filed on August 16, 2007. Applicants respectfully request that the Power of Attorney and Correspondence Address be corrected to associate the above-identified application with Customer Number 1473.

Docket No. 105576-0069-101 Application No.: 10/553,386

2. In the "Assignment for Published Patent Application," Applicants respectfully requested that the assignee information be changed from "CELL Genesys, Inc." to "Cell Genesys, Inc. (lower case).

3. The entity status on the Filing Receipt is listed as "Small Entity." On May 16, 2007, a Change in Entity Status was filed to change the status from small to large. Applicants have attached a copy of the Change in Entity Status document filed on May 16, 2007 as Exhibit C.

A copy of the marked-up Corrected Filing Receipt highlighting the above changes is attached as Exhibit 2.

Applicants additionally request that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect these corrections.

Applicants believe no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 06-1075, under Order No. 105576-0069-101 from which the undersigned is authorized to draw.

Dated: February 15, 2007

Respectfully submitted,

James F. Haley, Jr.

Registration No.: 27,794

Teresa A. Chen

Registration No.: 55,352

ROPES & GRAY LLP

1211 Avenue of the Americas

New York, New York 10036-8704

(212) 596-9000

(212) 596-9090 (Fax)

Attorneys/Agents For Applicant

Exhibit 1	

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Filing Receipt Corrections, Office of Initial Patent Examination, Commissioner for Ratents, P.O. Box 1450, Alexandria, VA 22313-1450.

(Sarah Schlie)

Docket No.: 105576-0069-101

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of:

Hallenbeck et al.

Confirmation No.: 9076

Application No.: 10/553,386

Art Unit: 1632

Examiner: Not Yet Assigned

Filed: August 16, 2007

For: TMPRSS2 REGULATORY SEQUENCES AND

USES THEREOF

REQUEST FOR CORRECTED FILING RECEIPT

Filing Receipt Corrections Office of Initial Patent Examination Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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1. On August 16, 2007, Applicants filed a Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address. Therefore, the section entitled "Power of Attorney," should be corrected to read "Attorneys associated with the Customer Number 1473." In support of this correction, Applicants attach as Exhibit A a copy of Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address filed on August 16, 2007. Applicants respectfully request that the Power of Attorney and Correspondence Address be corrected to associate the above-identified application with Customer Number 1473.

Application No.: 10/553,386 Docket No. 105576-0069-101

2. On August 16, 2007, Applicants also filed a Change of Attorney Docket Number.

Attached as Exhibit B is a copy of that document. Applicants respectfully request that the docket

number be changed to 105576-0069-101 on all future correspondence.

3. In the "Assignment for Published Patent Application," Applicants respectfully request

that the assignee information be changed from "CELL Genesys, Inc." to "Cell Genesys, Inc. (lower

case).

4. The entity status on the Filing Receipt is listed as "Small Entity." On May 16, 2007, a

Change in Entity Status was filed to change the status from small to large. Attached as Exhibit C is

a copy of the Change in Entity Status document filed on May 16, 2007.

Attached as Exhibit D is a copy of the marked-up Filing Receipt highlighting the above

changes.

Applicants additionally request that all pertinent U.S. Patent and Trademark Office records

relating to the subject application be changed to reflect these corrections.

Applicants believe no fee is due with this request. However, if a fee is due, please charge

our Deposit Account No. 06-1075, under Order No. 105576-0069-101 from which the undersigned

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Dated: December 5, 2007

Respectfully submitted,

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Registration No.: 27,794

Teresa A. Chen

Registration No.: 55,352

ROPES & GRAY LLP

1211 Avenue of the Americas

New York, New York 10036-8704

(212) 596-9000

(212) 596-9090 (Fax)

Attorneys/Agents For Applicant

EXHIBIT A

PTO/SB/82 (01-06)

Approved for use through 12/31/2008. OMB 0651-0035 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS

FEB 19, 2008

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	Application Number	10/553,386	
	Filing Date	October 17, 2005	
	First Named Inventor	Paul Hallenbeck	
	Art Unit	1636	
	Examiner Name	Not Yet Assigned	
;	Attorney Docket Number	105576-0069-101 (GTI008.2)	

r						
I hereby revo	oke all previo	us powers of attorney giv	en in the above-ider	ntified application.		
A Powe	A Power of Attorney is submitted herewith.					
OR						
⊠ I hereb	☐ I hereby appoint the practitioners associated with the Customer Number: ☐ 1473					
 ✓ Please change the correspondence address for the above-identified application to: ✓ The address associated with Customer Number: 						
OR						
Firm <i>or</i> Individual	l Name					
Address				·		
Ciaca			State	Zip		
City			Olate	Lip 1		
Telephone			Email			
I am the: Application Assign		f the entire interest. See 37 CFR 3.73(b) is enclosed. (F				
Otatem		SIGNATURE of Applic		ecord		
Signature	Koh		/ _			
,		vell, Senior Vice President,	Corporate Developm	ent		
Date	8/1	4/07	Telephone	650.266.3053		
NOTE: Signatures of signature is required			st or their representative(s) are	required. Submit multiple forms if more than one		
*Total of _	1 forms are subn	nitted.				

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EXHIBIT B



Docket No.: 105576-0069-101

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Paul Hallenbeck et al

Confirmation No.: 9076

Application No.: 10/553,386

Group Art Unit: Not Yet Assigned

Filed: October 17, 2005

Examiner: Not Yet Assigned

For: TMPRSS2 REGULATORY SEQUENCES AND

USES THEREOF

CHANGE OF ATTORNEY DOCKET NUMBER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Please note that the Attorney Docket Number has been changed from 3802-166-27 NATL to 105576-0069-101. Please reference 105576-0069-101 on all future correspondence.

Applicants believe no fee is due with this paper. However, if a fee is due, applicants have authorized the Director in the accompanying Transmittal Form to charge any fees required to our Deposit Account No. 06-1075, under Order No. 105576-0069-101.

Respectfully submitted,

August 16, 2007

James F. Haley, Jr. (Reg. No. 27, 794)

Attorneys for Applicants

FISH & NEAVE IP GROUP ROPES & GRAY LLP Customer No. 1473 1211 Avenue of the Americas

New York, New York 10036-8704

Tel.: (212) 596-9000 Fax: (212) 596-9090

EXHIBIT C



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hallenbeck, et al.

Docket No:

3802-166-27 NATL

(306229-326)

Application No.:

10/553,386

Filed:

April 15, 2004

Group Art Unit:

1636

Confirmation No.:

9076

For:

TMPRSS2 REGULATORY

SEQUENCES AND USES THEREOF

Examiner:

To be assigned

CHANGE IN ENTITY STATUS

Mail Stop Amendment by facsimile to 571-273-8300 U. S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby notifies the Patent Office that it is no longer entitled to status as a small entity, and that the claim for small entity status as set forth in the verified statement filed in the above application is hereby withdrawn.

Applicant's change in status occurred on **July 23, 2003**, and Applicant's failure to notify the Patent Office at the time the first maintenance fee was paid was an error made in good faith by Applicant.

Date:

5/16/07

Customer No. 29585 DLA PIPER US LLP

Telephone:

415-836-2500

Facsimile:

415-836-2501

Respectfully submitted,

Linda R. Judge

Reg. No. 42,702

EXHIBIT D



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vignise 22313-1450

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
10/553,386	08/16/2007	1632	1280	3802-166-27 NATL	31	2

105576-0069-10 CONFIRMATION NO. 9076

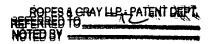
1473 ROPES & GRAY LLP PATENT DOCKETING 39/361 1211 AVENUE OF THE AMERICAS NEW YORK, NY 10036-8704

RECEIVED

FILING RECEIPT

NOV 2 1 2007

REVIEWED BY DOCKETING



Date Mailed: 11/15/2007

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

Paul Hallenbeck, Chester Springs, PA; Garret Hampton, San Diego, CA; Carl Hay, Damascus, MD; Ying Huang, Oleny, MD; John Jakubczak, East Lyme, CT;

Assignment For Published Patent Application

CEXL Genesys, Inc.

Cell Genesys, Inc.

Power of Attorney: Linda Judge-42702 Ping Wang-48328

Attorneys associated with Customer No. 1473

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/11623 04/15/2004 which claims benefit of 60/463,144 04/15/2003

Foreign Applications

If Required, Foreign Filing License Granted: 08/23/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention,

is US 10/553,386

Projected Publication Date: 11/29/2007

Non-Publication Request: No Early Publication Request: No

page 1 of 3

LARGE
** SMALL ENTITY **
Title

Tmprss2 Regulatory Sequences and Uses Thereof

Preliminary Class

514

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where

page 2 of 3

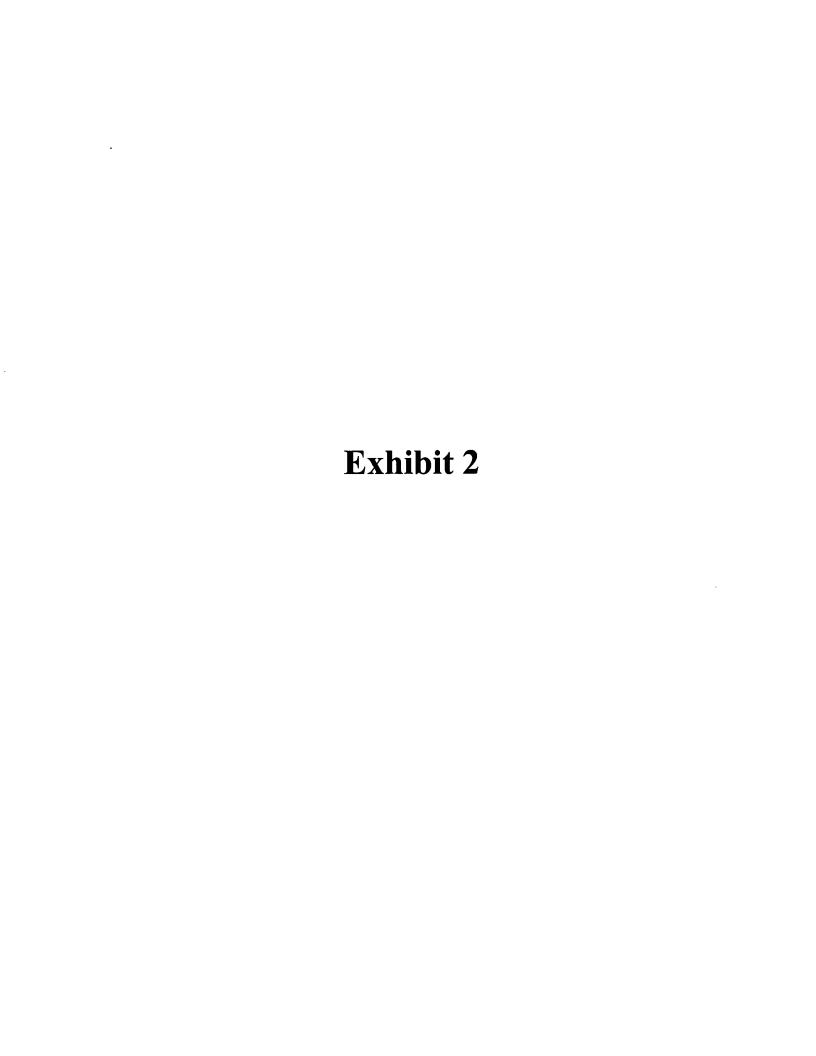
the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).





United States Patent <u>and Trademark Office</u>

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.unpto.gov

 APPLICATION NUMBER
 FILING or 371(e) DATE
 GRP ART UNIT
 FIL FEE REC'D
 ATTY.DOCKET.NO
 TOT CLAIMS IND CLA

CONFIRMATION NO. 9076

1473 ROPES & GRAY LLP PATENT DOCKETING 39/361 1211 AVENUE OF THE AMERICAS NEW YORK, NY 10036-8704

RECEIVED

CORRECTED FILING RECEIPT

JAN 29 2008

Date Mailed: 01/24/2008

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Applicant(s)

Paul Hallenbeck, Chester Springs, PA; Garret Hampton, San Diego, CA; Carl Hay, Damascus, MD; Ying Huang, Oleny, MD; John Jakubczak, East Lyme, CT;

REVIEWED BY DOCKETING

Assignment For Published Patent Application

CCII OELL Genesys, Inc.

Power of Attorney:

Linda Judge-12702 Altorneys associated with Customer Number 1473. Ping Wang 18328.

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is **US 10/553.386**

Projected Publication Date: Not Applicable

Non-Publication Request: No Early Publication Request: No

page 1 of 3

LARGE
** SMALL ENTITY **
Title

Tmprss2 Regulatory Sequences and Uses Thereof

Preliminary Class

424

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

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LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

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the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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